IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE ELEVENTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE RAMESH RANGANATHAN

-

WRIT PETITION NO : 2115 of 1995

Between:

1 Church of South India, Krishna Godavari Diocese, represented by its Secretary-
D.Emmanuel, Machilipatnam, Krishna District.
2 Noble College, Machilipatnam, Krishna District, represented by its Principal T.V.Prafulla Kumar.

..... PETITIONERS

AND

1 Govt. of A.P. represented by its Secretary,
Education Department, Secretariat Buildings,
Hyderabad.
2 Director of Higher Education,
Hyderabad. AP.
3 Nagarjuna University, represented by its Registrar,
Guntur District.

(Not necessary 3rd respondent)

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus directing the respondents 1 to 3 herein forbear from giving effect to or endorcing rules, sub-rule 6 of rule 4, sub-rule 7 of rule 4, rule 4 preamble paragraph, rule 5, 6, 7, 7(5)b, sub-rule 7, rule 8, 8(1), 8(5), 9, 9(2), 9(3) sub-rule 1, 2, 3, 4, of rule 10, sub-rule 1 of rule 11, 11(5), 11(12), 11(16) of G.O.Ms.No. 526 Education dated 21/12/1988 of the 1st respondent herein and declaring rules sub-rule 6 of rule 4, 4(7), rule 4 preamble paragraph, rule 5,6,7,7(5)b, 7(7)m 8m 8(1), 8(5), 9, 9(2), 9(3),

sub-rule 1,2,3,4 of rule 10, 11(1), 11(3), 11(12), 11(16) of G.O.Ms.No.526 dated 21/12/1988 and consequently inaction of the 2nd respondent for not approving the posts which the 2nd petitioner college is appointed and releasing the grant-in-aid to the post which already admitted grant-in-aids as illegal, arbitrary and without jurisdiction.

Counsel for the Petitioners: MR.P.A.V.BALAPRASAD

Counsel for the Respondent Nos.1 and 2: GP FOR HIGHER EDUCATION

Counsel for Respondent No.3: (R.3 is not necessary party)

The Court made the following:

ORAL ORDER:

It is stated by Sri P.A.V.Bala Prasad, learned counsel for the petitioners that the Writ Petition has become infructuous.

2. Recording the above submission, the Writ Petition is dismissed as infructuous. There shall be no order as to costs.

11.07.2005

SSR

To

1 The Secretary, Education Department, Government of Andhra Pradesh, Secretariat
Buildings, Hyderabad.
2 The Director of Higher Education,
Hyderabad. AP.
3 2 CCs to G.P. for Higher Education, High Court of A.P. Hyderabad. (OUT)

4 2 CD copies

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